

**GEORGIA STATE BOARD OF
NURSING HOME ADMINISTRATORS
Open Meeting Minutes – July 19, 2018 9:00 A.M.**

The Georgia State Board of Nursing Home Administrators met on Thursday, July 19, 2018 at the Board office at 237 Coliseum Drive, Macon, Georgia 31217

Members Present:

Barbara Baxter, NHA, Chair
Barbara Mitchell, NHA, Vice-Chair
Kay Watkins, Public at Large
Dianne Patterson, NHA
Carolyn Hill, RN
Norma Jean Morgan, Ex Officio, DCH Designee
Terrell Cook, NHA (via teleconference)
Scott Kroell, NHA (via teleconference)

Board Members Absent:

Kerry Smith, NHA
Dennis Taylor, Jr., M.
Dare Domico, Educator

Staff Present:

Brig Zimmerman, Executive Director, HC-1
Linsey Brookins, Board Support Specialist
Tiffany Jordan, Licensing Analyst

Attorney General's Office:

Janet Jackson, Assistant Attorney General

Visitors Present:

Michael Barry, Administrator of Bolingreen Health & Rehabilitation

Ms. Baxter, Board Chair, established that a quorum of the Board was present and called the Board meeting to order at 9:07 a.m.

Agenda: Approved with additional items:

- CE Audits – Failed
- Cpt. C. Frederici, Esq. - Request for Release of Records of applicant D.J.

***Please Note:** After discussion, the Board decided to reschedule the October 4, 2018 Board meeting to Thursday, October 25, 2018 beginning at 9:00 a.m.*

Ms. Morgan moved, Ms. Patterson seconded, and the Board voted to enter into Executive Session in accordance with O.C.G.A. §43-1-2(k) (1) (2), § 50-14-2 (1), and 43-1-19(h) (2) &(4), for the purpose of reviewing applications, executive session minutes, the Professional Practices Committee report, and the case status report from the Attorney General's Office. Voting in favor of the motion were those Board members present: Baxter, Mitchell, Watkins, Patterson, Cook, Hill, Morgan and Kroell.

At the conclusion of Executive Session at approximately 10:05 a.m. on Thursday, July 19, 2018, Ms. Baxter declared the Board meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq, No votes were taken during Executive Session.

Applications/AIT Monthly Reports:

- No Applications/AIT reports were presented to the Board for review.

Professional Practice Committee Report:

Complaints/DCH Surveys:

- NHA180002
- NHA190001

Recommendation:

Table pending receipt of additional information
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Ms. Hill moved, Ms. Patterson seconded, and the Board voted to accept the recommendations of the Professional Practices Committee above referenced cases before the Board. In addition, Ms. Hill moved, Ms. Mitchell seconded, and the Board voted to withdraw the AIT Training Site and Preceptor approvals for NHA190001. None opposed, motion carried.

Attorney General's Report:

Ms. Janet Jackson, Assistant Attorney General provided a written status report to the Board in Executive Session, which included information on any cases referred for action, requests for advice and/or requests for authority for proposed rules.

Ms. Mitchell moved, Ms. Hill seconded and the Board voted to accept the Attorney General's report as presented during Executive Session. None opposed, motion carried.

Request for Release of Applicant's Records

- D.J. – From Applicant's Attorney

Recommendation:

Approve request pursuant to O.C.G.A. § 43-1-2(k)(1)

Ms. Mitchell moved, Ms. Patterson seconded and the Board voted to release to the Applicant's attorney the application file contents and all supporting documentation submitted by D.J., with a timeline of the correspondence and document received, as permitted by O.C.G.A. § 43-1-2 (k). None opposed, motion carried.

CE Audits - Renewals:

- NHA005144
- NHA000096
- NHA004883
- NHA004357
- NHA005326
- NHA005482

Recommendation:

Failed to meet the requirements for renewal; Renewal Denied
Failed to meet the requirements for renewal; Renewal Denied
Failed to meet the requirements for renewal; Renewal Denied
Failed to meet the requirements for renewal; Renewal Denied
Failed to meet the requirements for renewal; Renewal Denied
Failed to meet the requirements for renewal; Renewal Denied

Ms. Hill moved, Ms. Patterson seconded and the Board voted to deny the renewals of the above license numbers for failure to meet the Continuing Education requirements as stated in Georgia law, O.C.G.A. §§ 43-27-7 and 43-27-9, and in the Board's rules found in Rule Chapter 393-13 Continuing Education. None opposed, motion carried.

Executive Session Minutes:

- April 26, 2018- No Quorum
- April 30, 2018 Conf. Call
- June 21, 2018 Conf. Call

Recommendation:

Approve as amended
Approve as amended
Approve as amended

Ms. Morgan moved, Ms. Patterson seconded and the Board voted to approve the April 26, 2018 Executive Session meeting minutes as amended. None opposed, motion carried.

Ms. Morgan moved, Ms. Patterson seconded and the Board voted to approve the April 30, 2018 Executive Session conference call minutes as amended. None opposed, motion carried.

Ms. Morgan moved, Ms. Patterson seconded and the Board voted to approve the June 21, 2018 Executive Session conference call minutes as amended. None opposed, motion carried.

Board Chair Report:

Ms. Barbara Baxter's report included updates from the 2018 NAB Annual meeting. She was elected to be the official Recorder of NAB's Board member committee and she also received an award for her recent retirement. Additionally, the update included NAB's request for the Board to modify its rules to include the definition of a "Health Services Executive", as previously discussed. The Board considered drafting a proposed new Board Rule 393-9-.04 "Health Services Executive" that would outline requirements for applicants for licensure by reciprocity who have obtained this certification from NAB.

Open Session Meeting Minutes:

- April 26, 2018- No Quorum
- April 30, 2018 Conf. Call
- June 21, 2018 Conf. Call

Recommendation:

Approve as amended
Approve as amended
Approve as amended

Ms. Patterson moved, Ms. Watkins seconded and the Board voted to approve the April 26, 2018 meeting minutes as amended. None opposed, motion carried.

Ms. Hill moved, Mr. Kroell seconded and the Board voted to approve the April 30, 2018 conference call meeting minutes as amended. None opposed, motion carried.

Ms. Morgan moved, Ms. Mitchell seconded and the Board voted to approve the June 21, 2018 conference call meeting minutes as amended. None opposed, motion carried.

Application Ratify List: License Issue Dates: 4/26/2018 - 7/18/2018; Recommend Approval

License No.	Licensee
NHA005835	Mary Alison Cleveland
NHA005836	David Bernard Wildgen
NHA005837	Christina Lecole Wideman
NHA005838	Susan Woodward Boone
NHA005839	Tabbitha Gipson Cook
NHA005840	Daniel David Richmond
NHA005841	Tina Martin Hayes
NHA005842	Christy Teater
NHA005843	Abdoulaye Niang
NHA005844	Shondrell Denise Green
NHA005845	Allie V Craycraft, III
NHAP000235	Sherry Lynn Holton King
NHAP000236	Michael Lee Purvis
NHAP000237	Summer S. Stipe
NHAP000238	Melba Jeanine Milner
NHAP000239	John Randall Lewis

NHAP000240	Spencer Justin Windham
NHAP000241	Trace Buron Thompson
NHAS000260	Glenwood Health and Rehabilitation Center
NHAS000261	Twin Oaks Convalescent Center
NHAS000262	Heardmont Nursing Home
NHAS000263	Advanced Health and Rehab of Twiggs
NHAS000264	University Nursing and Rehab Center
NHAS000265	Carrollton Manor
NHAT000373	Carol Camellia Vining
NHAT000374	Charity Bradford Chambers
NHAT000375	Evelyn Arenyeka
NHAT000376	Anjuan Juarez Lowe
NHAT000377	Kristen Nicole Rooks
NHAT000378	Ranjana Menedal

Ms. Hill moved, Ms. Watkins seconded, and the Board voted to approve the Application Ratify List as presented. None opposed, motion carried

Board Rules Discussion:

- *NEW* Proposed Rule 393-9-.04 Health Services Executive:

Ms. Patterson moved, Ms. Hill seconded and the Board voted to refer the proposed new Rule 393-9-.04 Health Services Executive, to the AG's office for a Memo of Statutory Authority, and upon receipt, to publically post said proposed new rule for the required minimum of thirty days with a public rules hearing to be scheduled for the next available date following the thirty day public posting.

Public Rules Hearing for amendments to Rules 393-9-.01 and 393-9-.02: 11:30 a.m.

Please Note: There was one (1) visitor present for the public rules hearing. The visitor made no verbal comments about the proposed amendments to the two rules, nor were there any written comments or other submissions regarding the proposed rule amendments for the two rules that were received within the thirty (30) days of posting for public review and comment for the public rules hearing.

- Rule 393-9-.01 Application by Reciprocity

Ms. Hill moved, Ms. Mitchell seconded and the Board voted to adopt the posted amendments to Board Rule 393-9-.01 Application by Reciprocity as presented. None opposed, motion carried.

Ms. Patterson moved. Ms. Hill seconded and the Board voted to release the AG's Memorandum of Authority received for Rule 393-9-.01 and to include the Memorandum in the rule adoption packet sent to the Governor's office for review after adoption, as required by the statute. None opposed, motion carried.

After Board discussion, Ms. Patterson moved, Ms. Mitchell seconded and the Board voted that the formulation and adoption of the proposed rule amendments to 393-9-.01, do not impose excessive regulatory cost on any licensee and that any cost to comply with the proposed new rule amendments cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the O.C.G.A. §§ 43-1-10, 43-1-19, 43-1-25, 43-27-4, 43-27-5 and 43-27-7. Additionally, the Board voted that it is not legal or feasible to meet the objectives of the underlying statutes which are the basis of the Rule (O.C.G.A. §§ 43-1-10, 43-1-19, 43-1-25,

43-27-4, 43-27-5 and 43-27-7) by adopting or implementing differing actions for businesses listed in O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D). The formulation and adoption of this new rule will impact every licensee in the same manner and impact each licensee who is independently licensed in the field of nursing home administration. None opposed, motion carried.

- Rule 393-9-.02 Qualifications of Applicants by Reciprocity

Ms. Hill moved, Ms. Watkins seconded and the Board voted to adopt the posted amendments to Board Rule 393-9-.02 Qualifications of Applicants by Reciprocity as presented. None opposed, motion carried.

Ms. Hill moved, Ms. Watkins seconded and the Board voted to release the AG's Memorandum of Authority received for Rule 393-9-.02 and to include the memorandum in the rule adoption packet sent to the Governor's office for review after adoption, as required by the statute. None opposed, motion carried.

After Board discussion, Ms. Hill moved, Ms. Watkins seconded and the Board voted that the formulation and adoption of the proposed rule amendments to 393-9-.02, do not impose excessive regulatory cost on any licensee and that any cost to comply with the proposed new rule amendments cannot be reduced by a less expensive alternative that fully accomplishes the objectives of the O.C.G.A. § 43-1-10, 43-1-19, 43-1-25, 43-27-4, 43-27-5, 43-27-6, 43-27-7 and 50-36-1. Additionally, the Board voted that it is not legal or feasible to meet the objectives of the underlying statutes which are the basis of the Rule (O.C.G.A. §§ 43-1-10, 43-1-19, 43-1-25, 43-27-4, 43-27-5, 43-27-6, 43-27-7 and 50-36-1) by adopting or implementing differing actions for businesses listed in O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D). The formulation and adoption of the new rule amendments will impact every licensee in the same manner and impact each licensee who is independently licensed in the field of nursing home administration. None opposed, motion carried.

Misc. Discussion Items:

- Michael Barry, Nursing Home Administrator of Bolingreen Health & Rehabilitation, provided the Board with updates in regards to the new preceptor training program he will be teaching that is to begin on September 27, 2018 at Middle Georgia State University.

With no additional Board business requiring discussion, the Board meeting was adjourned at 11:50 p.m.

Minutes Recorded by:

Linsey Brookins, Board Support Specialist

Minutes Reviewed and Edited by:

Brig Zimmerman, Executive Director

BARBARA BAXTER

Chair

BRIG ZIMMERMAN

Executive Director, Healthcare 1

These minutes were approved on: **March 28, 2019**